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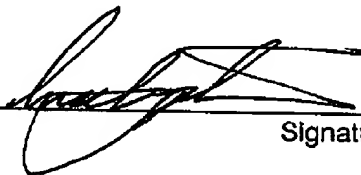
Attorney Docket No. 041-1714BRI

## Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on August 5, 2004  
 Date

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Signature

Israel Gopstein, Reg. No. 27,333

Typed or printed name of person of signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

**Included herein are the following papers for filing in Application Serial No. 09/671,674:**

- 1) Submission Of Replacement Papers In Allowed Reissue Application (3 pages);
- 2) Copies of papers previously filed, including:
  - a) a date stamped confirmation card confirming previous receipt of the papers provided herein by the US Patent and Trademark Office (1 pg).
  - b) a transmittal sheet identifying the filing and providing a fee computation and authorization (1pg);
  - c) a petition for extension of time (1 pg);
  - d) a paper entitled "Surrender of Patent" along with a copy of the outside cover sheet (as well as portions of the inside cover and the front page) of original patent deed 5,815,293 (3 pgs);
  - e) a paper entitled "Submission of Supplemental Declaration" along with a supplemental declaration submitted by applicants (5 pgs); and
  - f) a Response to Final Action with Amendment and Traverse" (19 pgs).

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Docket No.: 041-1714BRI

AUG 05 2004  
**OFFICIAL****PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re Reissue Application for  
U.S. Patent 5,815,293

Yoshiaki KOMMA et al.

Group Art Unit: 2872

Serial No. 09/671,674

Examiner: JUBA JR., JOHN

Filed: September 27, 2000

For: COMPOUND OBJECTIVE LENS FOR OPTICAL DISKS HAVING  
DIFFERENT THICKNESSES**SUBMISSION OF REPLACEMENT PAPERS**  
**IN ALLOWED REISSUE APPLICATION**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to a request by Supervisory Patent Examiner Dunn during a telephone conference on August 5, 2004, summarized below, applicant submits herewith duplicates to replace papers hand-carried to the USPTO on July 9, 2004, and apparently misplaced thereafter.

Enclosed are:

- 1) A date stamped card confirming receipt of an amendment, a supplemental declaration, a petition for extension of time with payment of \$420 therefor, and the original deed of issued patent 5,815,293;
- 2) A copy of a transmittal sheet identifying the filing and providing a fee computation and authorization;

Serial No. 09/671,674

Submission of Replacement Papers

- 3) A copy of a petition for extension of time (form PTO 2038 referenced therein is *not* enclosed, as the fee of \$420 was paid and accounted for on July 12, 2004, as confirmed by Mr. Dunn);
- 4) A copy of a paper entitled "Surrender of Patent" along with a copy of the outside cover sheet (as well as portions of the inside cover and the front page) of original patent deed 5,815,293;
- 5) A copy of a paper entitled "Submission of Supplemental Declaration" along with a supplemental declaration submitted by applicants; and
- 6) A copy of a Response to Final Action with Amendment and Traverse.

During the aforementioned discussion with Examiner Dunn, Mr. Dunn noted that the PALM system shows the application as having been allowed, but does not show the papers filed by applicants subsequent to the Information Disclosure Statement, which was filed April 8, 2004.

Therefore, in order to complete the record and to expedite review by the Special Programs Examiner, the complete set of papers filed on July 9, 2004 is enclosed herewith.

It is noted that these papers were hand carried by the undersigned to Examiner Juba, who received and reviewed the same and personally stamped the confirmation receipt. It appears, however, that the date stamp used on that date had not been properly set, as the stamp on the confirmation receipt shows a date of July 7, rather than July 9. It is believed that the missing papers were also stamped

Serial No. 09/671,674

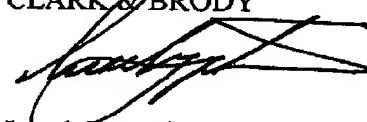
Submission of Replacement Papers

with the date of July 7, 2004, and that the PALM system similarly may show a filing date of July 7, 2004 for the papers.

However, undersigned attorney of record courteously notes that, in fact, the papers were provided to, and accepted on behalf of, the USPTO on July 9, 2004.

In view of allowance of the application by the Examiner on July 15, 2004, it is requested that the Notice of Allowance and Notice of Allowability be mailed promptly.

Respectfully submitted,  
CLARK & BRODY



Israel Gopstein  
Registration No. 27,333

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(202) 835-1111  
(202) 835-1755 (fax)  
Date: August 5, 2004

**ISRAEL GOPSTEIN  
ATTORNEY AT LAW**

DOCKET NO: 041-1714BRISer./Pat. No. 09/671,674Filed on 09/27/2000Applicant(s): Yoshiaki KOMMA et al.

THE U.S. PATENT AND TRADEMARK OFFICE STAMP HEREON ACKNOWLEDGES RECEIPT OF:

<input checked="" type="checkbox"/> Amendment/Response	\$ _____	<input type="checkbox"/> Miss. Pts. Resp./w. Decl.	\$ _____
<input type="checkbox"/> Appeal Brief (triplicate)	\$ _____	<input type="checkbox"/> Notice of Appeal	\$ _____
<input type="checkbox"/> Assignment	\$ _____	<input type="checkbox"/> Oral Hearing, Req.	\$ _____
<input type="checkbox"/> Certificate of Correction, Req.	\$ _____	<input type="checkbox"/> Power of Attorney	No fee
<input type="checkbox"/> Change of Address	No fee	<input type="checkbox"/> Priority Document(s)	No fee
<input type="checkbox"/> Claim of Priority	No fee	<input type="checkbox"/> Refund, Request for	No fee
<input checked="" type="checkbox"/> Supplemental Declaration	No fee	<input type="checkbox"/> Reply Brief (triplicate)	No fee
<input type="checkbox"/> Drawing Revisions, Request	No fee	<input type="checkbox"/> Restrict/Elect., Resp.	No fee
<input checked="" type="checkbox"/> Extension of Time, Petition	\$ 420.00	<input type="checkbox"/> Revoke Power/Atty. & New Appointment	No fee
<input type="checkbox"/> Filing Rect., Req. for Corr.	\$ _____	<input type="checkbox"/> Small Entity Stmt.	No fee
<input type="checkbox"/> Formal Dwgs. (# of sheets)	No fee	<input type="checkbox"/> Status Inquiry	No fee
<input type="checkbox"/> Info. Disc. Stmt./Refs/1449	\$ _____	<input type="checkbox"/> Terminal Disclaimer	\$ _____
<input type="checkbox"/> Issue Fee	\$ _____		
<input type="checkbox"/> Maintenance Fee (___ yr.)	\$ _____		

☒ Surrender of Issued Patent 5,815,293 with ORIGINAL DEED☒ FORM PTO 2038 \$ 420.00☐ CHARGE TO DEP. ACCT. NO. \_\_\_\_\_☐ CHECK NO. \_\_\_\_\_ \$ \_\_\_\_\_Filed by: Atty/Sec. IG/ Today's date: 7/9/2004

Docket No.: 041-1714BRJPATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re REISSUE Application for U.S. Patent 5,815,293

Yoshiaki KOMMA et al

Serial No. 09/671,674

Filed : September 27, 2000

Group Art Unit: 2872

Examiner: JUBA Jr. JOHN

COPY

For: COMPOUND OBJECTIVE LENS FOR OPTICAL DISKS HAVING DIFFERENT THICKNESSES

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a **RESPONSE TO FINAL ACTION WITH AMENDMENT AND TRAVERSE** in the above identified application.

- ☐ No additional fee is required.
- ☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
- ☒ Also attached: 1) Form 2038 covering Extension of Time; 2) Petition for Extension of Time; 3) Surrender of Issued Patent; and 4) Supplemental Declaration

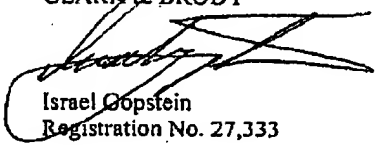
The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	133	234	102	x \$ 18 =	\$ 0.00
Independent Claims	6	29	0	x \$ 86 =	\$ 0.00
Fee for extension of time					\$420.00
TOTAL FEE DUE					\$420.00

- ☒ Form 2038 authorizing payment in the amount of **\$420.00** is attached.
- ☒ The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment, to Deposit Account No. 50-1088, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

CLARK &amp; BRODY

  
 Israel Gopstein  
 Registration No. 27,333

1750 K Street, N.W. Suite 600  
 Washington, D.C. 20006  
 Date: July 9, 2004

(202) 835-1111  
 (202) 835-1755 (fax)

Docket No.: 041-1714BRI

COPY

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re REISSUE Application for : U.S. Patent 5,815,293  
Yoshiaki KOMMA et al. : Group Art Unit: 2872  
Serial No. 09/671,674 : Examiner: JUBA JR., JOHN  
Filed: September 27, 2000 :

For: COMPOUND OBJECTIVE LENS FOR OPTICAL DISKS HAVING  
DIFFERENT THICKNESSES, as amended

SURRENDER OF PATENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby surrender the above identified patent, reissue of which is  
courteously requested in accordance with the accompanying Response to a final action in  
Reissue Application serial number 09/671,674.

The original deed of U.S. Patent 5,815,293 is enclosed herewith as required under  
37 CFR 1.178.

Respectfully submitted,  
CLARK & BRODY



Israel Gopstein  
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1750 K Street, N.W. Suite 600  
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(202) 835-1111  
(202) 835-1755 (fax)  
Date: July 9, 2004

# The United States of America



## The Commissioner of Patents and Trademarks

*Has received an application for a patent for a new and useful invention. The title and description of the invention are enclosed. The requirements of law have been complied with, and it has been determined that a patent on the invention shall be granted under the law.*

*Therefore, this*

## United States Patent

*Grants to the person(s) having title to this patent the right to exclude others from making, using, offering for sale, or selling the invention throughout the United States of America or importing the invention into the United States of America for the term set forth below, subject to the payment of maintenance fees as provided by law.*

*If this application was filed prior to June 8, 1995, the term of this patent is the longer of seventeen years from the date of grant of this patent or twenty years from the earliest effective U.S. filing date of the application, subject to any statutory extension.*

*If this application was filed on or after June 8, 1995, the term of this patent is twenty years from the U.S. filing date, subject to any statutory extension. If the application contains a specific reference to an earlier filed application or applications under 35 U.S.C. 120, 121 or 365(c), the term of the patent is twenty years from the date on which the earliest application was filed, subject to any statutory extension.*

*Bence Lehman*

Commissioner of Patents and Trademarks

*Pamela Morton*

Attest



No. 5,446,565.

## [30] Foreign Application Priority Data

Feb. 1, 1993 [JP] Japan 5-14452  
 Aug. 4, 1993 [JP] Japan 5-193353

[51] Int. Cl.<sup>6</sup> G02B 5/32; G02B 3/10;  
 G02B 3/08; G02B 7/00

[52] U.S. Cl. 359/19; 359/569; 359/570;  
 359/721; 359/743; 369/103; 369/112; 369/44.23

[58] Field of Search 359/565, 566,  
 359/569, 570, 571, 574, 575, 721, 743,  
 19; 369/103, 44.23, 94, 112

## [56] References Cited

## U.S. PATENT DOCUMENTS

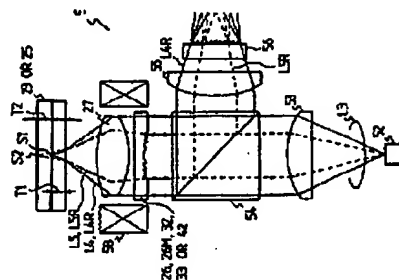
3,999,009 12/1976 Bouwhuis  
 4,441,179 4/1984 Shaban

(List continued on next page.)

## FOREIGN PATENT DOCUMENTS

0341743 11/1989 European Pat. Off.  
 0357780 3/1990 European Pat. Off.  
 0367878 5/1990 European Pat. Off.  
 0452953 10/1991 European Pat. Off.  
 0457553 11/1991 European Pat. Off.

(List continued on next page.)



## NOTICE

*If the application for this patent was filed on or after December 12, 1980, maintenance fees are due three years and six months, seven years and six months, and eleven years and six months after the date of this grant, or within a grace period of six months thereafter upon payment of a surcharge as provided by law. The amount, number and timing of the maintenance fees required may be changed by law or regulation. Unless payment of the applicable maintenance fee is received in the Patent and Trademark Office on or before the date the fee is due or within a grace period of six months thereafter, the patent will expire as of the end of such grace period.*